

But may be continued.

Proviso as to conditions on which the operation of the statute of limitations shall be interrupted by the issue of process.

As to returns to process.

When further proceedings may be had after service of first process.

Proviso as to holidays.

Proviso as to writs served between 1st July and 21st August.

Summons and *capias*, may be continued by *alias* and *pluries*, as the case may require, if any defendant therein named may not have been arrested thereon or served therewith: Provided always, that no first Writ shall be available to prevent the operation of any Statute, whereby the time for the commencement of any action may be limited, unless the defendant shall be arrested thereon, or served therewith; or unless such Writ and every Writ, if any, issued in continuation of a preceding Writ, shall be returned *non est inventus*, and entered of record within one calendar month next after the expiration thereof, including the day of such expiration, and unless every Writ issued in continuation of a preceding Writ shall be issued within one calendar month after the expiration of the preceding Writ, and shall contain a Memorandum endorsed thereon, or subscribed thereto, specifying the day of the date of the first Writ; and return to be made in bailable process by the Sheriff or other Officer to whom the Writ shall be directed, or his successor in Office, and in process not bailable by the plaintiff or his Attorney suing out the same, as the case may be.

XXVI. And be it enacted, That if any Writ of Summons or *capias* issued by authority of this Act shall be served or executed on any day whether in term or in vacation, all necessary proceedings to judgment and execution may, except as hereinafter provided, be had thereon without delay at the expiration of eight days, from the service or execution thereof, on whatever day the last of such eight days may happen to fall, whether in term or in vacation: Provided always, that if the last of such eight days shall in any case happen to fall on a Sunday, Christmas-day or Good-Friday, in either of such cases the following day shall be considered as the last of such eight days: Provided also, that if such Writ shall be served in execution on any day between the first day of July and the twenty-first